

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DATE FILED: 7/15/08

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DIESEL PROPS S.R.L. and  
DIESEL KID S.R.L.,

Plaintiffs/Counter-Defendants,

Civil Action No. 07 CV 9580 (HB)

-against-

GREYSTONE BUSINESS CREDIT II LLC  
and GLOBAL BRAND MARKETING INC.,

**STIPULATION AND  
ORDER**

Defendants/Counter-Plaintiffs,

-against-

DIESEL S.p.A.,

Third-Party Defendant.  
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WHEREAS Plaintiffs Diesel Props S.r.l. ("Props") and Diesel Kid S.r.l. ("Kid") have moved to dismiss the counterclaims asserted by Defendants Greystone Business Credit II LLC ("Greystone") and Global Brand Marketing Inc. ("GBMI") in their Answers to the Amended Complaint, Counterclaims and Third Party Complaints, dated January 9, 2008, and Third Party Diesel S.p.A. ("SpA") has moved to dismiss the Third Party Complaints of Greystone and GBMI dated January 9, 2008 (together, the "Motions to Dismiss"); and

WHEREAS Greystone and GBMI have each filed an Answer to the Second Amended Complaint, Counterclaims and Third Party Complaints, dated March 26, 2008 and March 28, 2008, respectively, that asserts identical counterclaims and Third Party Complaints as those

asserted in their Answers to the Amended Complaint, Counterclaims and Third Party

Complaints, dated January 9, 2008;

IT IS HEREBY STIPULATED AND AGREED by all parties that Plaintiffs' and SpA's Motions to Dismiss, Defendants' Oppositions to the Motions to Dismiss, and Plaintiffs' and SpA's Replies to the Motions to Dismiss, together with all supporting papers, shall be deemed renewed and resubmitted as to the Defendants' Answers to Second Amended Complaint, Counterclaims and Third Party Complaints.

Dated: April 4, 2008

By: 

DREIER LLP

Ira S. Sacks

Mark S. Lafayette

499 Park Avenue

New York, New York 10022

(212) 328-6100

*Attorneys for Plaintiffs Diesel Props  
S.R.L. and Diesel Kid S.R.L. and  
Third-Party Defendant Diesel S.p.A.*

Dated: April 4, 2008

By: 

MOSES & SINGER LLP

Mark N. Parry

The Chrysler Building

405 Lexington Avenue

New York, New York 10174-1299

(212) 554-7800

*Attorneys for Defendant  
Greystone Business Credit II, LLC*

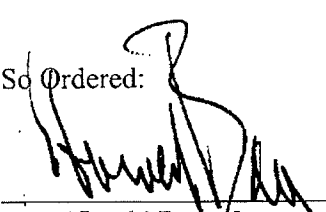
Dated: April 4, 2008

By: Glen Silverstein/msk

LEADER & BERKON LLP  
Glen Silverstein  
630 Third Avenue  
New York, New York 10017

*Attorneys for Defendant  
Global Brand Marketing, Inc.*

So Ordered:

  
Hon. Harold Baer, Jr.  
United States District Judge

Dated: April 9, 2008